

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DOMINIQUE DEMONCHAUX,

Plaintiff,

-against-

UNITEDHEALTHCARE OXFORD AND  
OXFORD HEALTH PLANS (NY), INC.,

Defendants.

Civ. Act. No.: 10 CIV. 4491 (DAB)

**DECLARATION OF  
VENICE SCOTT**

DOCUMENT  
ELECTRONICALLY FILED

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Venice Scott, pursuant to 28 U.S.C. §1746(2), declares under penalty of perjury the following:

1. I am an employee of United HealthCare Services, Inc. as a Supervisor, Clinical Appeals Department. As part of my duties, I am responsible for resolving claims issues, including the Defendant, Oxford Health Plans (NY), Inc. ("Oxford"). As Supervisor, Clinical Appeals Department, I review the records related to member appeals regularly created and maintained by Oxford and its parent and related companies in the regular course and scope of their business. As such, I am familiar with the records related to the member's appeal in this matter based on my experience in this position and my review of Oxford's records related to the appeal.

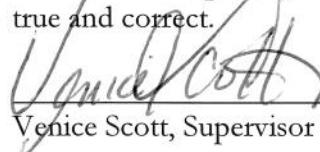
2. This Declaration is respectfully submitted in support of Oxford's motion for summary judgment.

3. Annexed hereto as **Exhibit "D"** are true and correct copies of materials from Plaintiff's administrative claim file kept and maintained by Oxford in the normal and ordinary course of its business, which consists of the following:

(a) Oxford's correspondence and appeal file (DEMONCHAUX 000275 to DEMONCHAUX 349).

I declare under penalty of perjury that the foregoing is true and correct.

Dated: September 1, 2011

  
\_\_\_\_\_  
Venice Scott, Supervisor Clinical Appeals

**CERTIFICATE OF SERVICE**

I, BETSY D. BAYDALA, hereby certify and affirm that a true and correct copy of the attached **DECLARATION OF VENICE SCOTT** was served **via ECF and regular mail** on this 1st day of September, 2011, upon the following:

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*Attorneys for Plaintiff*  
DOMINIQUE DEMONCHAUX

Dated: New York, New York  
September 1, 2011

s/  
BETSY D. BAYDALA (BB 5165)